

February 4, 2014
Antelope County Board
Neligh, Nebraska

The Antelope County Board of Supervisor's convened in regular session on Tuesday, February 4, 2014 at 9:00 AM in the County Supervisor's room, Antelope County Courthouse annex, Neligh, Nebraska. Meeting called to order by Chairman Schwager with the following board members responding to roll call: Bolling, Kerkman, Baker, Williby, Henery and Schwager. Brandt appeared later. Chairman Schwager stated that the open meeting laws are posted on the east wall of the Supervisor's room with more copies available at the County Clerk's office.

Notice of the meeting was given in advance thereof by publication in the four county newspapers, legal newspapers printed and in general circulation in Antelope County, Nebraska as shown by proof of publication filed in the County Clerk's office. Agenda for said meeting was sent to all members of the County Board of Supervisor's.

Northeast Nebraska RC&D Council Representatives Jan Jorgensen, Project Manager along with board members Susan Fields and Jerry Fields met with the county board to present their annual report for 2013. The RC&D Council celebrated their 20th anniversary on September 22, 2013 and hosted several tours and workshops. Ms. Jorgensen stated that Jerry Fields term will be expiring and he would like to serve another term. They thanked the county board for their support the past year and asked for their continued support. The RC&D Sponsor dues for 2014 are \$1500.00.

Motion by Henery, seconded by Bolling to appoint Jerry Fields to the Northeast Nebraska RC&D Council board for another 3 year term. Those voting aye: Bolling, Kerkman, Baker, Williby, Henery and Schwager. Nays none. Brandt absent. Motion carried.

Antelope County Treasurer Sandy Knapp, Deputy County Treasurer Janice Ridder and County Assessor Heather McWhorter met with the board regarding the board taking the Arbor Day holiday away from the county employees for 2014. Matter discussed. Motion by Kerkman, seconded by Henery to rescind the motion made at the January 14, 2014 board meeting taking the Arbor Day holiday away from the county employees and to allow the employees to have the Arbor Day holiday off for 2014. Those voting aye: Kerkman, Baker, Williby, Henery, Bolling and Schwager. Nays none. Brandt absent. Motion carried.

The following correspondence was reviewed and placed on file: Final Supplemental Environmental Impact Statement for the Keystone XL Project Executive Summary January 2014; several receipts showing the money received for the sale of scrap iron from several county barns was placed in the Road and Bridge Fund; letter from the City of Neligh regarding a public hearing to be held on February 11th, 2014 at the Neligh City Hall for the purpose of obtaining public comment prior to consideration of a declaration of an area of the City as blighted and substandard and in need of redevelopment pursuant to the Nebraska Community Develop Law; letter from Elkhorn Rural Public Power District regarding the FEMA requirement that jurisdictions be notified of the updating of the existing Hazard Mitigation Plan which was initially approved by FEMA in April of 2008, the county is encouraged to contact Elkhorn Rural Public Power if they have questions or input regarding the updates; and a reminder of the County Board Workshop to be held February 5-7, 2014 at the Holiday Inn at Kearney.

Supervisor Brandt appeared at 9:37 AM.

Notices regarding the liquor licenses for Mr. S's, Royal Bait Shop, Summerland Golf Club and Plainview Country Club were published as required by State Statute. No written protest were received regarding the liquor licenses for the above mentioned license holders. Motion by Williby, seconded by Brandt to approve the liquor license of Grove Lake Bait Shop, Summerland Golf Club, Plainview Country Club, and Mr. S's. Those voting aye: Baker, Williby, Henery, Bolling, Brandt, Kerkman and Schwager. Nays none. Motion carried.

The sheriff's December fee report was reviewed and placed on file.

Discussion was held regarding selling the 2 acre tract of land located in the SE1/4SE1/4 of Section 21 and a 7.98 acre tract of land located in the NE1/4 of Section 28, Township 26 North, Range 8 West of the 6th P.M., Antelope County, Nebraska; both tracts of land were deeded to the county on March 17, 1921. Also discussed relinquishing the contract which was signed by the land owner and Antelope County back on June 19, 1951 allowing the county to use a tract of land located in the NW1/4NW1/4 of Section 22, Township 28 North, Range 8, West of the 6th P.M., Antelope County, Nebraska as a borrow pit and drain way. Motion by Henery, seconded by Bolling to sell the 2 acre tract of ground located in the SE1/4SE1/4 of Section 21 and the 7.98 acre tract located in the NE1/4, of Section 28, all in Township 26 North, Range 8 West of the 6th P.M., Antelope County, Nebraska. Those voting aye: Williby, Henery, Bolling, Brandt, Kerkman, Baker and Schwager. Nays none. Motion carried.

The Nebraska Department of Roads will construct a highway improvement project AFE-C003, Hwy 275 – Oakdale West and Hwy 20 – Orchard – Royal. This construction may involve the obliteration or destruction of land survey corners and witness corners. It is the county's responsibility to provide a licensed surveyor to tie out land monuments prior to the construction and tie and re-monument after construction. Once the construction has been complete the county will bill the Nebraska Department of Roads for reimbursement of these costs. Motion by Henery, seconded by Williby authorizing Chairman Schwager to sign the agreement with the Nebraska Department of Roads to tie out and re-monument survey and witness corners for project AFE-C003, Hwy 275 – Oakdale West, Hwy 20 – Orchard - Royal. Those voting aye: Henery, Bolling, Brandt, Kerkman, Baker, Williby and Schwager. Nays none. Motion carried.

Project No. AE-C003

State Control Number M3TL0A

Hwy. 275 – Oakdale West, Hwy. 20 – Orchard-Royal

Antelope County

State of Nebraska, Department of Roads

Registered land surveying –tie out and re-monument

This agreement made and entered into by and between and Antelope County, Nebraska hereinafter referred to as the "County", and the State of Nebraska, Department of Roads, hereinafter referred to as the "State".

Witnesseth:

Whereas, the State has plans for the improvement of Highway 275 from Highway Reference Post 24+24 to Highway Reference Post 46+21 Highway 20 from Highway Reference Post 332+28 to Highway Reference Post 337+58 under Project No. AFE-C003

Whereas, the state desires the County provide a Registered Land Surveyor to tie out Land Monuments prior to the above construction and tie and re-monument after construction, and

Whereas, the County is willing to perform the above said surveying services under the following terms and conditions.

Section 1. The county agrees to tie out land monuments as necessary for the above named project prior to construction work beginning and to tie and re-monument as necessary after construction is completed, all under the direct supervision of a registered land surveyor. Said surveying work shall be completed within 90 days of receipt of written notice of the State's Survey Coordinator. The county further agrees to file the survey with the County Surveyor and/or County Clerk, with the Survey Record Repository in the State Surveyor's office in Lincoln and with the Deputy State Surveyor in the Roadway Design Division at the Department of Roads' Lincoln headquarters.

Section 2. The state agrees to reimburse the county for the actual cost of the work described in Section 1. This work includes tying out 24 corners and re-monumenting 24 corners at the rate of \$100.00 (not to exceed \$100) per corner for the tying out and \$100.00 (not to exceed \$100) per corner for re-monumenting. Not to exceed a maximum cost to the state of \$4800.00. The county may prepare and submit a detailed billing of the work completed. All billings shall be forwarded to the State's Survey Coordinator, Michael McGinn, at 408 N 13th St., Norfolk, Nebraska, 68701. Upon the satisfactory completion of the work, the state will pay the county within thirty (30) days or the completion of an audit by the state, whichever is later.

In witness whereof, the parties hereto have caused these presents to be executed by their proper officials thereunto duly authorized as of the dates below indicated.

Executed by the County this 4th day of February, 2014.

Antelope County

Witness:

Carolyn Pedersen /s/
County Clerk

(SEAL)

Jerald Schwager
Chairperson, County Board

Executed by the State this _____ day of _____, 2013.
State of Nebraska Department of Roads

District Engineer

Scribs Moving from Wisner, Nebraska submitted a permit to move structure. Said permit is for moving a house 20' wide by 18' high through Antelope County on January 28, 2014; a map showing the route the driver will take through Antelope County is attached to the permit. Chairman Schwager was notified of the permit and approved the permit prior to the meeting. Motion by Williby, seconded by Kerkman acknowledging that the permit to move structure was submitted to the County Clerk's office on January 24, 2014. Those voting aye: Bolling, Brandt, Kerkman, Baker, Williby, Henery and Schwager. Nays none. Motion carried.

Motion by Williby, seconded by Kerkman to approve the application for permit submitted by Frank Morrison to place a permanent electric line beneath 519 Avenue crossing at the SW1/4 of Section 10, Township 27 North, Range 7 West of the 6th P.M., Antelope County, Nebraska, Frank Morrison, owner, said line to be used for underground electrical to pivot on the west side of the road; all work to be done according to State specs. Those voting aye: Brandt, Kerkman, Baker, Williby, Henery, Bolling and Schwager. Nays none. Motion carried.

Motion by Kerkman, seconded by Henery to approve the application for permit submitted by Randy Hughes to place a permanent electric line and pipe line beneath 519 Avenue crossing between the NE1/4 of Section 33, to the NW1/4 of Section 34, Township 27 North, Range 7 West of the 6th P.M., Antelope County, Nebraska, Thomsen Farms, Inc., owner – RGR Farms, Randy Hughes - tenant, said lines to be used for irrigation helper well to Section 34 (1/2 of the water to Section 33) and safety control wires electric power for helper well on Section 33; all work to be done according to State specs. Those voting aye: Kerkman, Baker, Williby, Henery, Bolling, Brandt and Schwager. Nays none. Motion carried.

Motion by Kerkman, seconded by Williby to approve the January 7, 2014, and January 14, 2014 regular board minutes and the January 14, 2014 Board of Equalization minutes. Those voting aye: Baker, Williby, Henery, Bolling, Brandt, Kerkman and Schwager. Nays none. Motion carried.

Chairman Schwager stated that the old courthouse needs to be shingled. It was decided to contact Mr. Jerry Berggren with Berggren Architects to see what the warranty was on the shingles when they were installed in 2001. No action taken.

The One and Six Year Road Program hearing was opened at 10:00 AM with the following board members responding to roll call: Bolling, Brandt, Kerkman, Baker, Williby, Henery and Schwager. Antelope County Highway Superintendent Brian McDonald was also present. Chairman Schwager stated the reason for the hearing and asked the County Highway Superintendent for his presentation. Mr. McDonald handed out the One and Six Year Road Program for 2014 and reviewed the items that had been added to the One and Six since last year and asked if there were any other projects to add or delete at this time. Project C-2(320) was dropped from the One and Six and the project between Sections 23 and 26 of Township 25 North, Range 8 West of the 6th P.M., Antelope County, Nebraska was added. Chairman Schwager opened the public portion of the hearing at 10:04 AM and asked if there were individuals who had questions or comments regarding the One and Six Year Road Program. No one present for the hearing. Chairman Schwager asked if there were any further questions or comments from the county board or Mr. McDonald; none stated. Chairman Schwager closed the public portion of the hearing at 10:05 AM. Motion by Williby, seconded by Brandt authorizing Chairman Schwager to sign the resolution adopting the 2014 One and Six Year Road Program as prepared by Antelope County Highway Superintendent Brian McDonald with the addition of the project between Sections 23 and 26 of Township 25 North, Range 8 West of the 6th P.M., Antelope County, Nebraska and dropping Project C-2(320) from the One and Six Year Road Program for 2014. Those voting aye: Williby, Henery, Bolling, Brandt, Kerkman, Baker and Schwager. Nays none. Motion carried. Motion by Bolling, seconded by Kerkman to

close the hearing. Those voting aye: Bolling, Brandt, Kerkman, Baker, Williby and Schwager. Nays none. Henery out of room during vote. Motion carried. Hearing closed at 10:08 AM.

RESOLUTION

Be it resolved by the Board of Supervisors for Antelope County, Nebraska, that the One and Six Year County Road Program as prepared by Bran E. McDonald of Norfolk, Nebraska, and attached hereto, be adopted.

Passed and approved this 4th day of February, 2014.

Attest:

Carolyn Pedersen
County Clerk

(SEAL)

Board of Supervisors for Antelope County, Nebraska
Jerald Schwager /s/
Chairman

Conducted job interviews; no action taken.

Motion by Williby, seconded by Brandt to adjourn. Those voting aye: Brandt, Kerkman, Baker, Williby, Bolling and Schwager. Nays none. Henery absent. Motion carried.

Meeting adjourned at 12:10 PM.

ANTELOPE COUNTY BOARD OF SUPERVISORS

By: _____
Chairman of County Board

Attest: _____
Antelope County Clerk